

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

F030873 People v. Johnson, Jr.

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F032522 People v. Gridiron

The judgment is affirmed. Thaxter, J.

We concur: Vartabedian, Acting P.J.; Harris, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F031385 Stewart Funding, Inc. v. Aoki; Aquatic Systems, Inc., et al.

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F033607 People v. Tescier

F034866 In re Reginald Edward Tescier

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F033347 People v. Lowery, III

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F033917 People v. Martinez

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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F031030 Dauer et al. v. Abourezk

The judgment is affirmed. Thaxter, J.

We concur: Vartabedian, Acting P.J. Levy, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F033915 People v. Gomez

The judgment is affirmed. Levy, J.

We concur: Vartabedian, Acting P.J. Harris, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F034493 People v. Ickler

F034958 In re William J. Ickler on Habeas Corpus

The judgment is affirmed. The petition for writ of habeas corpus is denied. Harris, J.

We concur: Vartabedian, Acting P.J., Levy, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F033522 Barela v. Board of Trustees of the Selma Unified School District et al.
F034574

The judgment of the trial court filed May 20, 1999, is affirmed insofar as it commands the Selma Unified School Board to set aside its decision made on August 12, 1997, and "to exercise its discretion on the record setting forth clearly its justification for the imposition of a penalty of termination, over other options, for a long-term good employee." That portion of the judgment ordering the Selma Unified School District to reinstate Donna Barela with back pay is reversed. The trial court's postjudgment orders made to enforce the May 20, 1999, judgment are vacated. The matter is remanded to the trial court for further proceedings in accordance with this opinion. Each party to bear their own costs on appeal. Levy, J.

We concur: Thaxter, Acting P.J., Wiseman, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F036186 Larry B. v. Superior Court, Kern County; Kern County Department of
Human Services**

The Petition for extraordinary writ is denied.

By the Court.

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